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IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, )  
Plaintiff, )  
v. )  
LLOYD THOMPSON, )  
Defendant. )  
)  
No. CR. S. 05-0059 DFL  
**MOTION TO DISMISS THE  
CRIMINAL INDICTMENT FILED  
AGAINST DEFENDANT THOMPSON**

Plaintiff United States of America, by and through its undersigned counsel, and pursuant to Fed. R. Crim. P. 48(a), moves to dismiss without prejudice the criminal indictment, filed on May 5, 2005, in the above-captioned action in light of the death of the co-defendant and the proof problems that development creates.

DATED: July 7, 2006

McGREGOR W. SCOTT  
United States Attorney

By: /s/ Ellen V. Endrizzi  
ELLEN V. ENDRIZZI  
Assistant U.S. Attorney

**O R D E R**

Based on the motion of the government, and GOOD CAUSE APPEARING  
THEREFORE, the Court hereby orders that the indictment filed on May  
5, 2005 against Lloyd Thompson be and hereby is dismissed without  
prejudice.

IT IS SO ORDERED.

DATED: July 7, 2006

/s/ David F. Levi  
HON. DAVID F. LEVI  
Chief United States District Judge